

HALLMAN & AFFILIATES, P.C.
LAW OFFICES

HUGH L. HALLMAN

2011 NORTH CAMPO ALEGRE ROAD
SUITE 100
TEMPE, ARIZONA 85281

(480) 424-3900 (O)
(480) 424-3920 (F)
HALLMANLAW@POBOX.COM

August 13, 2005

Via Federal Express
and Via Facsimile: 202-219-3923

Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463
Attn: Beth Mizuno

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

2005 AUG 16 A 11:52

MUR 5581: Nathan Sproul and Sproul & Associates, Inc.

Ladies and Gentlemen:

This firm represents Nathan Sproul individually and Sproul & Associates, Inc. in connection with the Federal Election Commission's Matter Under Review No. 5581. In connection with our representation, enclosed are two Statement of Designation of Counsel forms completed to that effect.

Thank you for the extension of time to allow Mr. Sproul to arrange for representation and to allow the preparation of this response. We are grateful for the Commission's assistance and cooperation in allowing us to address this matter.

The Commission's Factual and Legal Analyses supplied to Mr. Sproul and Sproul & Associates with the Commission's letter dated July 8, 2005, raises two issues: whether Mr. Sproul, individually, or by his consent, Sproul & Associates, (1) solicited signatures for Nader for President 2004 ("Nader") or (2) paid others to solicit signatures for Nader.

The basis for these allegations apparently is an internet article by Max Blumenthal dated June 25, 2004, for "American Prospect Online," and a newspaper article from the Arizona Republic dated June 8, 2004 titled "GOP Aids Nader, Dem Says; Accused Official Denies Paying for Signature Drive."

In response, Mr. Sproul and Sproul & Associates expressly deny both allegations. Further, both Mr. Sproul and Sproul & Associates affirmatively state that neither Mr. Sproul nor Sproul & Associates solicited signatures for Nader or paid others to solicit signatures for Nader. This response is supported by the enclosed Affidavit executed by Mr. Sproul on his behalf and on behalf of Sproul & Associates.

26044143430

Federal Elections Commission

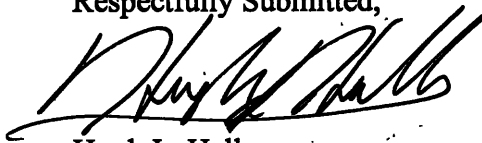
August 13, 2005

Page 2

Further, we note that, when asked to produce proof of his claims against Mr. Sproul and Sproul & Associates, the claimant cited in the Arizona Republic article, the then Chairman of the Arizona Democratic Party, Jim Peterson, admitted that **"he had none."**

We hope this responds to each and every issue raised in the Commission's Analyses with respect to Mr. Sproul and Sproul & Associates. Please contact me if you require any further information.

Respectfully Submitted,



Hugh L. Hallman

HLH:bw

26044143431



FEDERAL ELECTION COMMISSION
999 E Street, NW
Washington, DC 20463

**Statement of Designation of Counsel
(Respondent/Witness)**

MUR: 5581

Name of Counsel: Hugh L. Hallman

Firm: Hallman & Associates, P.C.

2011 N Campo Alegre Road, Suite 100

Tempe, AZ 85281

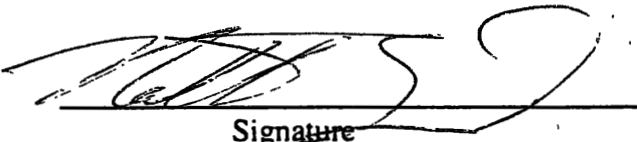
Telephone: (480) 424-3900

Fax: (480) 424-3920

The above named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

8/13/05

Date


Signature

Name (Print): Nathan Sproul

Address: _____

Tempe, AZ 85281

Telephone: Home () _____

Business (480) 303-7175

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.

26044143432



FEDERAL ELECTION COMMISSION
999 E Street, NW
Washington, DC 20463

**Statement of Designation of Counsel
(Respondent/Witness)**

MUR: 5581

Name of Counsel: Hugh L. Hallman

Firm: Hallman & Affiliates, P.C.

2011 N. Campo Alegre Road, Suite 100

Tempe, AZ 85281

Telephone: (480) 424-3900

Fax: (480) 424-3920

The above named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

Sproul & Associates, Inc.

8/13/05

Date


President Signature

Name (Print): Sproul & Associates, Inc.

Address: _____

Tempe, AZ 85281

Telephone: Home (_____) _____

Business (480) 303-7175

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.

26044143433

BEFORE THE
FEDERAL ELECTIONS COMMISSION

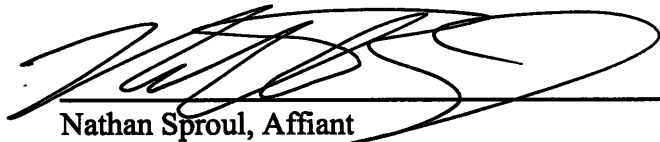
CASE No. MUR 5581

AFFIDAVIT OF NATHAN SPROUL

STATE OF ARIZONA)
) SS.
COUNTY OF MARICOPA)

Nathan Sproul, first being duly sworn upon oath deposes and states that:

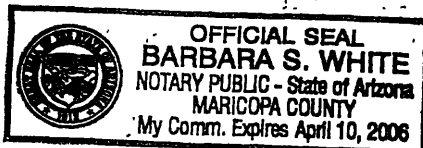
1. He is the President of Sproul & Associates, Inc., an Arizona corporation.
2. The following statements are made on his behalf personally as well as on behalf of the corporation, Sproul & Associates, Inc.
3. Neither Nathan Sproul individually, nor Sproul & Associates, Inc., solicited signatures for Nader for President 2004.
4. Neither Nathan Sproul individually, nor Sproul & Associates, Inc., paid others to solicit signatures for Nader for President 2004.
5. The undersigned affirms that all statements in this Affidavit are true and correct and the undersigned acknowledges that any false statements may subject the undersigned to penalties relating to perjury and subornation of perjury.

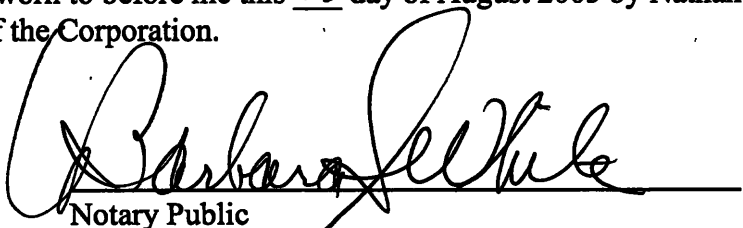


Nathan Sproul, Affiant
Individually and as
President of Sproul & Associates, Inc.

The foregoing instrument was sworn to before me this 13 day of August 2005 by Nathan Sproul on his behalf and as President of the Corporation.

(Seal and Expiration Date)




Notary Public